

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CARLTON JOHNSON,  
Petitioner,

CIVIL ACTION

v.

PHILADELPHIA PRISON SYSTEM,  
COMMISSIONER LOUIS GIORLA,  
WARDEN M. FARRELL,  
DEPUTY WARDEN MAJOR ABELLO, and  
UNIT MANAGER LT. McALLISTER,  
Respondents.

NO. 16-309

**ORDER**

**AND NOW**, this 20th day of December, 2016, upon consideration of Petition for Writ of Habeas Corpus Under 28 U.S.C. § 2241 filed by *pro se* petitioner, Carlton Johnson, the record in this case, and the Report and Recommendation of United States Magistrate Judge Carol Sandra Moore Wells dated October 25, 2016, no objections having been filed, **IT IS ORDERED** as follows:

1. The Report and Recommendation of United States Magistrate Judge Carol Sandra Moore Wells dated October 25, 2016 is **APPROVED AND ADOPTED**;
2. Petition for Writ of Habeas Corpus Under 28 U.S.C. § 2241 filed by *pro se* petitioner, Carlton Johnson is **DISMISSED AS MOOT**;
3. A certificate of appealability will not issue because reasonable jurists would not debate this Court's decision that the petition does not state a valid claim of the denial of a constitutional right. *See* 28 U.S.C. § 2253(c)(2); *Slack v. McDaniel*, 529 U.S. 473, 484 (2000)

**IT IS FURTHER ORDERED** that the Clerk of Court shall mark this case **CLOSED**.

**BY THE COURT:**

/s/ **Hon. Jan E. DuBois**

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**DuBOIS, JAN E., J.**